

REGULAR CITY COUNCIL MEETING
AUGUST 11, 1997

PRESENT

Don Dafoe	Mayor
Gayle Bunker	Council Member
Robert Dekker	Council Member
Robert Droubay	Council Member
Dale Roper	Council Member
Glen Swalberg	Council Member

ABSENT

Richard Waddingham	City Attorney
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ALSO PRESENT

Dorothy Jeffery	City Recorder
Neil Forster	Public Works Director
Alan Riding	Asst. Public Works Director
Judy Baker	Treasurer
Greg Schafer	City Employee
Derin Phelps	Millard County Chronicle/Progress
Ken Clark	City Employee
Georgia and Ron Hare	
Tess Rawlinson	City Resident

Mayor Dafoe called the meeting to order at 7:00 p.m. Dorothy Jeffery, City Recorder, acted as Secretary. Mayor Dafoe stated that notice of the meeting time, place, and agenda was posted at the principal office of the governing body, located at 76 North 200 West, and was provided to the Millard County Chronicle/Progress, to KNAK Radio, and to each member of the City Council, by personal delivery, at least two days prior to the meeting.

Council Member Dale Roper offered an invocation, after which Mayor Dafoe led the Council in the Pledge of Allegiance.

MINUTES

The proposed minutes of a Regular City Council Meeting held July 28, 1997 were presented for consideration and approval.

Council Member Gayle Bunker noted an error on Page 7, Paragraph 2, Sentence 7, regarding the size of the property being purchased from Mrs. Barney; the property is approximately one acre, not two acres.

Council Member Robert Droubay requested a change be made on Page 6, in the discussion of the Bids for Marquee: reference to \$230 additional for time and temperature should be deleted inasmuch as the time and temperature are included in the bid price. This change will affect the total bid price, which is shown to be \$29,172.48, and should be changed to \$28,942.48 in both places where it is mentioned.

Following discussion, Council Member Dale Roper MOVED to approve the minutes of the Regular City Council Meeting held on July 28, 1997, as corrected. The motion was seconded by Council Member Robert Dekker. Mayor Dafoe asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

ACCOUNTS PAYABLE

The Council reviewed the accounts payable, a list of which had been given to them two days prior to the meeting. It was noted that the \$79,236.21 "Void" check shown on the accounts payable list was deducted from the total of the accounts payable approved at the Regular City Council Meeting held July 28, 1997. Following discussion, Council Member Gayle Bunker MOVED to approve the accounts payable in the amount of \$78,840.11. The motion was SECONDED by Council Member Dale Roper. Mayor Dafoe asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

UNFINISHED BUSINESS

There were no unfinished business items on the agenda.

NEW BUSINESS

GEORGIA HARE: REPORT ON DELTA CITY SPONSORSHIP OF STUDENTS TO UNIVERSITY OF UTAH SCHOOL ON ALCOHOLISM AND OTHER DRUG DEPENDENCIES.

Georgia Hare addressed the Council and reported that she had sent Lauralee Jeffery and Tess Rawlinson to the school. There was a problem getting two teenagers to attend the school and Mrs. Hare felt that the community would benefit from having Mrs. Rawlinson attend the school, inasmuch as she is the Self-Sufficiency Counselor for the Department of Workforce Services (formerly the Office of Family Support) and is also the chair for the Local Interagency Council this year. Mrs. Rawlinson expressed her appreciation to the Council for the opportunity to attend the school and reports that, in the caseload which she manages, she has a high proportion of people with problems of substance abuse. In the Local Interagency Council, she works with youth at risk. Many of her clients' children have the same problems as their parents because they learn what they see in their own homes.

Mrs. Rawlinson feels that the University of Utah school will be very beneficial to her because, under a new law, persons receiving financial assistance from the State of Utah now have a 36

month maximum lifetime limit. If these people have a substance abuse problem, which is not recognized early, they end up wasting valuable time in preparing to become self sufficient. The Department of Workforce Services assists in short term schooling, job coaching and job training during the 36 month period in order to help those receiving financial assistance become employed. Since attending this school, Mrs. Rawlinson has found that she is better able to recognize problems with progress in the program and make referrals for assistance in dealing with substance abuse.

Mrs. Hare expressed her appreciation to the Council for their sponsorship and reported that Ms. Jeffery has expressed an interest in starting a peer counseling group for teenagers and is working to get the group started.

Mayor Dafoe thanked Mrs. Hare and Mrs. Rawlinson for their report and expressed appreciation from the Council for the feedback received.

KENT CARROLL/BRYON GRIFFITHS: VACATION OF UTILITY EASEMENT BETWEEN LOTS 14 AND 15, WHITE SAGE SUBDIVISION AND CHANGE OF WHITE SAGE SUBDIVISION PLAT - APPROVAL BY ADMINISTRATIVE ORDER.

Mayor Dafoe stated that a public hearing had been held just prior to this meeting for the purpose of receiving public comment regarding the proposed vacation of a 14 foot utility easement between Lots 14 and 15, White Sage Subdivision, with no negative comments received. Mayor Dafoe noted that the property is currently owned by Kent Carroll. Mr. Carroll is selling the property to Bryon Griffiths, who then plans to construct a home centered on the two lots. City Attorney Richard Waddingham has a draft of the Administrative Order to vacate the utility easement and has requested that the City Council approve vacation of the utility easement and authorize Mayor Dafoe to sign the Administrative Order changing the White Sage Subdivision Plat. Council Member Robert Dekker MOVED to approve, by Administrative Order, vacation of the 14-foot utility easement, consisting of the West 7 feet of Lot 15 and the East 7 feet of Lot 14, White Sage Subdivision, and to authorize signing of the Administrative Order by Mayor Dafoe. The motion was SECONDED by Council Member Gayle Bunker. Mayor Dafoe asked if there were any comments or questions regarding the motion. There being none, he called for a roll call vote. The voting was as follows:

Gayle Bunker	Yes
Robert Dekker	Yes
Robert Droubay	Yes
Dale Roper	Yes
Glen Swalberg	Yes

MAYOR DAFOE: BIDS FOR FRONT END LOADER.

Mayor Dafoe reported to the Council that the bids, by invitation only, were opened on Thursday, August 7, 1997 at 4:37 p.m. Bids were received from Scott Machinery, Century Equipment, and Wheeler Machinery. The bids were as follows:

<u>Bidder & Make</u>	<u>Model</u>	<u>Price</u>
Scott Machinery John Deere	544H	98,045.00
Century Equipment Case	621B	100,638.55
Wheeler Machinery Caterpillar	928G	114,157.00

Mayor Dafoe noted that the apparent low bidder was Scott Machinery. Public Works Director Neil Forster and Asst. Public Works Director Alan Riding approached the Council to discuss the time spent in Salt Lake City operating the three pieces of equipment. Mr. Forster and Mr. Riding felt that the most desirable of the three pieces of equipment is also the most expensive; i.e., the Caterpillar 928G. The operation of the Caterpillar was far superior to the other two models. Mr. Forster noted that the Caterpillar brand has better resale value and is traditionally less expensive to maintain, even though, in some instances parts are more expensive. Mr. Forster and Mr. Riding would choose the John Deere 544H as their second choice.

Council Member Gayle Bunker felt that the John Deere 544H would be adequate for the needs of the City and would be serviceable for many years. It was the feeling of the Council that the Caterpillar would be of superior quality but, inasmuch as \$100,000 has been budgeted, there were questions as to where the additional funding would come from. Mayor Dafoe expressed concern with being in compliance with the State Procurement Code, which allows a municipality to exceed the lowest bid by 10%.

There was extensive and lengthy discussion regarding the quality, dependability and maintenance costs of equipment, as well as Class C Road Funds. Mayor Dafoe suggested that, in the interest of time, the bid from Wheeler Machinery for the Caterpillar 928G could be approved, pending investigation by the City Attorney as to whether the low bid amount can be exceeded by that amount and, if not, that the bid from Scott Machinery for a John Deere 544H be approved. Council Member Glen Swalberg MOVED to accept the bid from Wheeler Machinery, in the amount of \$114,157.00, pending a determination from City Attorney Richard Waddingham that Delta City can exceed the low bid by that amount and, in the alternative, that the bid from Scott Machinery, in the amount of \$98,045.00 be approved. The motion was SECONDED by Council Member Dale Roper. Mayor Dafoe asked if there were any comments or questions regarding the motion.

Council Member Robert Droubay questioned the principal of putting out a list of specifications, which have been met, then not accepting the low bid because another brand is more acceptable, even though both meet specifications. Other Council Members expressed concern that the best

value be obtained for the money spent. Council Member Gayle Bunker expressed a desire to have additional time before voting on the matter.

Following additional discussion, Council Member Glen Swalberg withdrew his motion and Council Member Dale Roper withdrew his second of the motion. Council Member Robert Dekker MOVED to table this item until the next meeting of the City Council. The motion was SECONDED by Council Member Robert Droubay. Mayor Dafoe asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

MAYOR DON DAFOE: FINAL APPROVAL OF DESIGN AND BID PRICE FROM BONA SIGNS FOR MARQUEE.

Mayor Dafoe advised the Council that he and Council Member Robert Droubay made a trip to Provo on Friday, August 1, 1997 to meet with Bona Signs, whose bid price for the installed sign was \$27,442.47. After looking at the type of sign proposed for Delta City, Mayor Dafoe and Council Member Droubay determined that the sign needed a pole cover in order to look complete. The pole cover will be red and white and the cabinet around the digital sign will be black. The total bid price, with the pole cover is \$30,342.47. Council Member Droubay noted that the reader board is two lines, which will be adequate. Mayor Dafoe requested a confirming vote of the Council for the pole cover and sign design. Council Member Gayle Bunker MOVED to approve the additional \$1,400.00 expenditure for the pole cover and the design, as presented, for the Delta City marquee. The motion was SECONDED by Council Member Dale Roper. Mayor Dafoe asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

OTHER BUSINESS

Mayor Dafoe reminded the Council of the discussion, at the last City Council meeting, regarding hiring an animal control officer. There has been further discussion between Mayor Dafoe, Public Works Director Forster and Asst. Public Works Director Riding. Mr. Forster approached the Council to advise of the ideas they have put together and request approval of the Council. Mayor Dafoe, Mr. Forster, and Mr. Riding suggest that a person be employed by Delta City, to be paid \$600/month for 60 hours work per month, which could be either patrolling or animal pick-up work. Delta City would furnish the vehicle, equipment, pager, and radio, as previously discussed. The pager would be purchased at a cost of approximately \$720 per year and would include an 800 number for animal control calls.

It is recognized that a problem would arise with the employee being responsible for the pager 7 days per week, with no time off. In order to alleviate this problem, Mr. Forster felt that the Council should consider hiring a second part-time person to be available to take the pager for relief duties. This person could be paid \$25 to \$30 per day plus time necessary for animal pick up, but would not be responsible for any patrolling or enforcement. This proposal, however, would exceed the amount budgeted for animal control.

Council Member Robert Dekker expressed concern for the program being operated within the budget. Public Works Director Forster suggested that the requirements for the animal control officer could be reduced to \$500 per month for 50 hours. It was felt that providing two days off per week would attract more interest in the position. Council Member Gayle Bunker suggested that Mr. Forster attempt to hire an animal control person at the rate of \$500 per month for 50 hours work and to hire a second person for pager relief at the rate of \$25 per day for two days per week plus actual call out time at \$10 per hour. Other Council Members agreed with Council Member Bunker.

Mayor Dafoe asked if there were any comments, questions, or other items to be discussed. There being none, Council Member Gayle Bunker MOVED to adjourn. The motion was SECONDED by Council Member Glen Swalberg. Mayor Dafoe asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

Mayor Dafoe declared the meeting adjourned at 8:30 p.m.


DON DAFOE, Mayor


DOROTHY JEFFERY, City Recorder

MINUTES APPROVED: RCCM 08-25-97